10/789,817 02/24/2004 John Babish 1617

Subst. for form 1449/PTO Complete if Known **Application Number** INFORMATION DISCLOSURE STATEMENT BY APPLICANT Filing Date beets as necessary) First Named Inventor Art Unit **Examiner Name** Carter, Kendra D. 068911-0074 1 **Docket Number**

CERTIFICATION STATEMENT

Please See 37 CFR 1.97 and 1.98 to make the appropriate selection(s)

[]	Items contained in this Information Disclosure Statement were first cited in any communication from a foreign paten
	office in a counterpart foreign application;

- In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is [\] hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.
- No item of information contained in this Information Disclosure Statement was cited in a communication from a [] foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive **[√]** search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed per se as a representation that such publication is prior art. Moreover, the Applicant understands that the Examiner will make an independent evaluation of the cited publications.
- The Commissioner is hereby authorized to charge the fee pursuant to 37 CFR 1.17(r) in the amount of \$810.00, or [] further fees which may be due, to Deposit Account 50-1133.

None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

/Atabak R. Royaee/ Atabak R. Royaee, Reg. No. 59,037

McDermott Will & Emery LLP

28 State Street Boston, MA 02108

Tel. (617) 535-4082

Fax (617) 535-3800

Date: June 25, 2009

CHGUYEN2 00000008 501133

10789817

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for M.S. Missing Parts, Patents, P. O. Box 1450, Alexandria, VA 22313-1459, or facsimile transmitted (571-273-8300) to the USPTO, on the date indicated below.

Date: June 25, 2009

Erin M. Olson

BST99 1621528-1,068911.0074